

Amendment No. 3 to HB0845

**Kernell
Signature of Sponsor**

AMEND Senate Bill No. 547*

House Bill No. 845

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 2-11-103, is amended by deleting the section in its entirety and by substituting instead the following:

§ 2-11-103.

(a)

(1) Two (2) members of the commission shall be members of the majority party, and two (2) members of the commission shall be members of the minority party.

(2) Each member to be elected shall first be nominated by a joint senate-house caucus of the members of the party of which such person is a member.

(b)

(1) One (1) member of the commission shall be elected by a majority vote of the four (4) members elected as provided in § 2-11-104.

(2) The secretary of state shall promulgate an application form to be submitted to the state election commission by candidates for such membership. Candidates shall submit forms to the state election commission no later than seven (7) days after the date of the election of the four (4) members by the general assembly.

SECTION 2. Tennessee Code Annotated, Section 2-11-104(a), is amended by deleting the language "All members" and by substituting instead the language "The four (4) members nominated as provided in § 2-11-103(a)".

SECTION 3. Tennessee Code Annotated, Section 2-11-105, is amended by adding the following language as a new subsection (e):

(e) A vacancy in the office elected by majority vote of the four (4) members of the state election commission elected by the general assembly shall be filled in the same manner as provided in § 2-11-103(b). A person elected to fill a vacancy shall only serve for the remainder of the unexpired term of the member whose place such person fills.

SECTION 4. Tennessee Code Annotated, Section 2-11-106(a), is amended by adding the following language at the end of subsection (a):

The members shall also elect the fifth member of the commission as provided in § 2-11-103(b). The fifth member shall be elected prior to the appointment of county election commissioners under § 2-12-101.

SECTION 5. This act shall take effect January 1, 2011, the public welfare requiring it.